

Bryan W. Shaw, Ph.D., P.E., *Chairman*
Toby Baker, *Commissioner*
Jon Niermann, *Commissioner*
Richard A. Hyde, P.E., *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

May 4, 2017

The Honorable Dan Patrick
Lieutenant Governor of Texas
Capitol Station
PO Box 12068
Austin, Texas 78711

Re: Responsibility of the Texas Commission on Environmental Quality (TCEQ) Pursuant to Article XVI, Section 59(d), Texas Constitution

Senate Bill (SB) 2252, as Filed by Senator Robert Nichols - Relating to granting road powers to the Montgomery County Municipal Utility District No. 100; providing authority to issue bonds.

Dear Governor Patrick:

The following comments are provided pursuant to the Constitutional requirements referenced above. Under those requirements, the TCEQ must submit, to the Governor, Lieutenant Governor and Speaker of the House of Representatives, the TCEQ's recommendations on specific legislation affecting water districts. We recommend that these comments be considered in the evaluation of the proposed legislation.

This bill amends the Special District Local Laws Code, Section 8119, relating to the Montgomery County Municipal Utility District No. 100 (District); the bill grants the District authority for road projects; and, the bill specifies that at the time of issuance, the total principal amount of bonds or other obligations issued or incurred to finance road projects and payable from ad valorem taxes may not exceed one-fourth of the assessed value of real property in the District.

Sincerely,

A handwritten signature in cursive script that reads "Cari-Michel LaCaille".

Cari-Michel LaCaille, Director
Water Supply Division

cc: Honorable Robert Nichols, Chairman, Senate Transportation Committee
Senator Robert Nichols, Texas Senate

LETTER OF TRANSMITTAL
TEXAS SENATE
STATE OF TEXAS

SB 2252


Bill Number

TO: The Honorable Governor of Texas
SUBJECT: A Bill Relating to a Conservation and Reclamation District

This is to transmit to you and the Texas Commission on Environmental Quality copies of a bill relating to a conservation and reclamation district and copies of the notice of intention to introduce the bill. One copy is for your files and one for you to forward to the Texas Commission on Environmental Quality, under Section 59(d), Article XVI, Constitution of the State of Texas.

3/27/2017

Date transmitted to
Governor's Office


Secretary of the Senate

TO: Texas Commission on Environmental Quality
SUBJECT: A Bill Relating to a Conservation and Reclamation District

This is to forward to you a copy of a bill relating to conservation and reclamation district and a copy of the notice of intention to introduce the bill.

April 7, 2017

Date transmitted to
Texas Commission on Environmental Quality


Governor

TO: The Honorable President of the Senate
The Honorable Speaker of the House of Representatives
The Honorable Governor of Texas

SUBJECT: A Bill Relating to a Conservation and Reclamation District

Attached are recommendations of the Texas Commission on Environmental Quality in compliance with Section 59(d), Article XVI, Constitution of the State of Texas.


Texas Commission on Environmental Quality

By: Nichols

S.B. No. 2252

A BILL TO BE ENTITLED

AN ACT

1
2 relating to granting road powers to the Montgomery County Municipal
3 Utility District No. 100; providing authority to issue bonds.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 8119.002, Special District Local Laws
6 Code, is amended to read as follows:

7 Sec. 8119.002. NATURE OF DISTRICT; FINDINGS OF PUBLIC
8 PURPOSE AND BENEFIT. (a) The district is created to serve a public
9 purpose and benefit [~~a municipal utility district in Montgomery~~
10 ~~County created under and essential to accomplish the purposes of~~
11 ~~Section 59, Article XVI, Texas Constitution~~].

12 (b) The creation of the district is essential to accomplish
13 the purposes of:

14 (1) a municipal utility district as provided by
15 general law and Section 59, Article XVI, Texas Constitution; and

16 (2) Section 52, Article III, Texas Constitution, that
17 relate to the construction, acquisition, improvement, operation,
18 or maintenance of macadamized, graveled, or paved roads, or
19 improvements, including storm drainage, in aid of those roads.

20 SECTION 2. Subchapter C, Chapter 8119, Special District
21 Local Laws Code, is amended by adding Sections 8119.104 and
22 8119.105 to read as follows:

23 Sec. 8119.104. AUTHORITY FOR ROAD PROJECTS. Under Section
24 52, Article III, Texas Constitution, the district may design,

S.B. No. 2252

1 acquire, construct, finance, issue bonds for, improve, operate,
2 maintain, and convey to this state, a county, or a municipality for
3 operation and maintenance macadamized, graveled, or paved roads, or
4 improvements, including storm drainage, in aid of those roads.

5 Sec. 8119.105. ROAD STANDARDS AND REQUIREMENTS. (a) A road
6 project must meet all applicable construction standards, zoning and
7 subdivision requirements, and regulations of each municipality in
8 whose corporate limits or extraterritorial jurisdiction the road
9 project is located.

10 (b) If a road project is not located in the corporate limits
11 or extraterritorial jurisdiction of a municipality, the road
12 project must meet all applicable construction standards,
13 subdivision requirements, and regulations of each county in which
14 the road project is located.

15 (c) If the state will maintain and operate the road, the
16 Texas Transportation Commission must approve the plans and
17 specifications of the road project.

18 SECTION 3. Chapter 8119, Special District Local Laws Code,
19 is amended by adding Subchapter D to read as follows:

20 SUBCHAPTER D. BONDS

21 Sec. 8119.151. BONDS FOR ROAD PROJECTS. At the time of
22 issuance, the total principal amount of bonds or other obligations
23 issued or incurred to finance road projects and payable from ad
24 valorem taxes may not exceed one-fourth of the assessed value of the
25 real property in the district.

26 SECTION 4. (a) The legal notice of the intention to
27 introduce this Act, setting forth the general substance of this

S.B. No. 2252

1 Act, has been published as provided by law, and the notice and a
2 copy of this Act have been furnished to all persons, agencies,
3 officials, or entities to which they are required to be furnished
4 under Section 59, Article XVI, Texas Constitution, and Chapter 313,
5 Government Code.

6 (b) The governor, one of the required recipients, has
7 submitted the notice and Act to the Texas Commission on
8 Environmental Quality.

9 (c) The Texas Commission on Environmental Quality has filed
10 its recommendations relating to this Act with the governor, the
11 lieutenant governor, and the speaker of the house of
12 representatives within the required time.

13 (d) All requirements of the constitution and laws of this
14 state and the rules and procedures of the legislature with respect
15 to the notice, introduction, and passage of this Act are fulfilled
16 and accomplished.

17 SECTION 5. This Act takes effect immediately if it receives
18 a vote of two-thirds of all the members elected to each house, as
19 provided by Section 39, Article III, Texas Constitution. If this
20 Act does not receive the vote necessary for immediate effect, this
21 Act takes effect September 1, 2017.

RESOLUTION NO. R17-0321

A RESOLUTION SUPPORTING SPECIAL LEGISLATION GRANTING ROAD POWERS
TO MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 100 AND
MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 101

WHEREAS, Montgomery County Municipal Utility District No. 100 and Montgomery County Municipal Utility District No. 101 (the "Districts") were previously created by acts of the 79th Texas Legislature and the Districts are now seeking special legislation to obtain road powers;

WHEREAS, a portion of the Districts lies within the extraterritorial jurisdiction of the City of Willis, Texas (the "City"); and

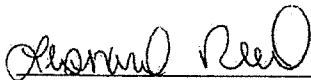
WHEREAS, the City is in support of such legislation.

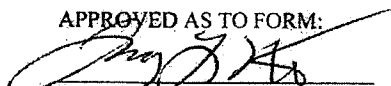
NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WILLIS, TEXAS, as follows:


Section 1: The City supports the passage of special legislation in the 85th Texas Legislature granting road powers to the Districts.

Section 2: This Resolution shall be in effect immediately upon adoption.

PASSED AND APPROVED the 21 day of March, 2017.


Leonard Reed, Mayor

APPROVED AS TO FORM:

Larry Foerster, City Attorney

ATTEST:

Marissa Quintanilla, City Secretary

CERTIFICATE FOR RESOLUTION

I.

On the 21 day of March, 2017, the City Council of the City of Willis, Texas (the "Council"), did convene in public session in the Council Chambers of the City Hall in Willis, Texas. The roll being first called, the following qualified members ("Council Members"), To-Wit:

Leonard Reed	Mayor
Tamara Young-Hector	Council Member
Thomas Luster	Council Member
Thomas Luster	Council Member
John F. Lovelady	Council Member
Thomas Belinoski	Council Member
Bill Van Alstyne	Council Member

A quorum was established, all members being present. The meeting was open to the public and public notice of the time, place, and purpose of the meeting was given, all as required by Chapter 551, Texas Government Code.

II.

WHEREUPON, AMONG OTHER BUSINESS transacted, the Council considered adoption of the following written Resolution, to-wit:

RESOLUTION NO. R17-0321

A RESOLUTION SUPPORTING SPECIAL LEGISLATION GRANTING ROAD POWERS TO MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 100 AND MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 101

III.

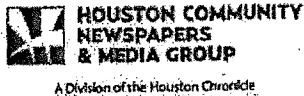
Upon motion by Council Member Thomas Belinoski, seconded by Council Member Thomas Luster, all members present voted for the adoption of the Resolution, except the following: None. A majority of those Council Members present having voted for adoption, the presiding officer declared the Resolution passed and adopted.

IV.

A true, full and correct copy of the Resolution adopted at the meeting is attached to and follows this Certificate.

SIGNED AND SEALED this 21 day of March, 2017.


Marissa Quintanilla, City Secretary

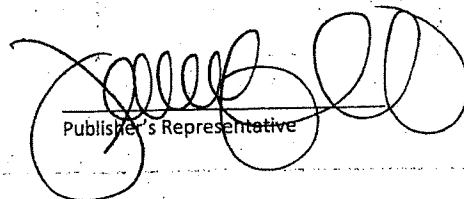


AFFIDAVIT OF PUBLICATION

STATE OF TEXAS
COUNTY OF MONTGOMERY

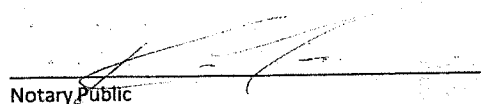
Personally appeared before the undersigned, a Notary Public within and for said County and State,
Jennifer Breitenbach, Representative for Brenda Miller-Ferguson, General Manager and Publisher of
The Conroe Courier a newspaper of general circulation in the County of Montgomery, State of Texas.
Who being duly sworn, states under oath that the report of Legal Notices, a true copy of which is hereto
annexed was published in said newspapers in its issue(s) of the

_____ 23 day of February, 2017
_____ day of _____, 2017
_____ day of _____, 2017
_____ day of _____, 2017



Publisher's Representative

Sworn to and subscribed before me this 23 day of February, 2017.



Notary Public

My commission expires on (stamp) _____

from the county official agent or employee to advise the...
You may submit not later than the thirtieth (30th) day after
this notice has served or through publication, a written request for a
hearing to the County Commissioner of the Precinct in which any part
of the property exists. The request should contain the name and ad-
dress of the person to be notified of the date and time of hearing. At
such scheduled hearing, you may appear and present evidence, exam-
ine witnesses, and argue on owners behalf. A hearing request does not
prevent the filing of a civil suit or criminal prosecution.

Scott Nichols, Director
Montgomery County Environmental Health
501 North Thompson, Suite 101
Conroe, Texas 77301
(936) 539-7839

CC 2/23, 2/24/17

INVITATION TO BID

Sealed bids in duplicate addressed to Friendswood Development Compa-
ny on behalf of Montgomery County Municipal Utility District No. 148 will
be received in the offices of Jones and Carter, Inc., 8701 New Trails Dr
ive, Suite 200, The Woodlands, Texas 77381, until 2:00 p.m., Thursday,
March 9, 2017, and then publicly opened and read for furnishing all pla-
nt, labor, material and equipment and performing all work required for the
construction of: Water, Sanitary and Drainage Facilities for Ladera C
reek Section 3 for Friendswood Development Company on behalf of
Montgomery County Municipal Utility District No. 148.

The project is located east of FM 1314, east of Little Caney Creek and no-
rth of TX E Loop 336. It is located in Montgomery County Municipal Utili-
ty District No. 148 in Montgomery County, Key Map No. 188N.

For construction contracts \$50,000 and over but less than \$250,000,
the bidder shall submit a certified or cashier's check on a responsible
bank in the State equal to two percent (2%) of the maximum total
bid amount. For construction contracts over \$250,000, the bidder shall
submit either a 2% certified or cashier's check or a five percent (5%)
bid bond of the maximum total bid amount. Make the cashier's check or
bid bonds payable to the Owner.

Plans, specifications, and bidding documents are available at www.civc
astusa.com. Said documents may be examined without charge in the
office of Jones and Carter, Inc. Construction Division, 8701 New Trails
Drive, Suite 200, The Woodlands, Texas 77381.

There will be a pre-bid conference in the offices of Jones and Carter,
Inc., 8701 New Trails Drive, Suite 200, The Woodlands, Texas 77381 at
2:00 p.m., Thursday, March 2, 2017. Attendance is not mandatory.

The Owner reserves the right to reject any or all bids and waive any or
all irregularities. No bid may be withdrawn until the expiration of 60
days from the date bids are open.

CC 2/23, 3/2/17

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**NOTICE OF INTENTION TO INTRODUCE A BILL
IN THE LEGISLATURE OF TEXAS**

Notice is hereby given of the intention to introduce in the Regular Ses-
sion of the 85th Legislature of Texas a bill relating to the powers and du-
ties of Montgomery County Municipal Utility District No. 100. The gener-
al substance of the law is as follows: AN ACT relating to the powers and
duties of Montgomery County Municipal Utility District No. 100; contain-
ing other provisions related to the subject; and finding that notice of
the introduction of the bill has been given.

CC 2/23/17

LEGAL NOTICES

INVITATION TO BIDDERS

00 11 16 INVITATION TO BIDDERS

in duplicate, addressed to Valley Ranch Municipal Utility District No. 1, Attention Mr. Chris Baugh,
Board of Directors, will be received at the office of The Signorelli Company, 1400 Woodloch For-
est Drive, Suite 200, The Woodlands, Texas 77380, until **2:00 p.m. Local Time, Thursday, March 9, 2017**, and
then publicly opened and read for furnishing all material, equipment, labor and supervision necessary for the
sanitary, and drainage within the Azalea District Sections 2 & 3 Phase 2, Montgomery County, Texas.
After the closing time will be returned unopened.

Work of the Contract includes the installation of water, sanitary, and drainage within the Azalea Dis-
trict Sections 2 & 3 Phase 2.

Bids shall be addressed via CivCast.

A pre-bid conference will be held on **Tuesday, February 28, 2015, at 2:00 p.m. Local Time**, at the office of The
Signorelli Company, 1400 Woodloch Forest Drive, Suite 200, The Woodlands, Texas 77380. Attendance is NO
t mandatory.

Bids must be accompanied by a bid bond or a certified or cashier's check, acceptable to the Owner, in an
amount of less than 5 percent of the total amount bid, as a guarantee that the successful bidder will enter
into and execute the Bonds on the forms provided and provide the required insurance certificates
15 days after the date Contract Documents are received by the Contractor.

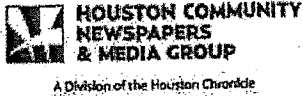
If the bidding documents are on file at the following locations:
100 Nugent Street, Conroe, Texas, 77301
the bidding documents may be obtained from www.CivcastUSA.com: search Bleyl or Azalea District.
must register on this website in order to view and/or download specifications, plans, soils report and
aerial reports for this project. There is NO charge to view or download documents.

Documents may be examined at the above location or may be obtained by prospective bidders or sup-
plier on payment of One Hundred and Fifty Dollars (\$150.00 non-refundable plus cost of delivery) for each
document at the offices of Bleyl Engineering. Check or cash will be accepted. Checks should be made
payable to Bleyl Engineering.

The Board reserves the right to reject any or all Bids and to waive all defects and irregularities in bidding or
in the process except time of submitting a bid. The Successful Bidder, if any, will be the responsible Bidder
in the Board's judgment will be most advantageous to the District and result in the best and most
expeditious completion of the Project.

Valley Ranch Municipal Utility District No. 1

16, 2/23/17

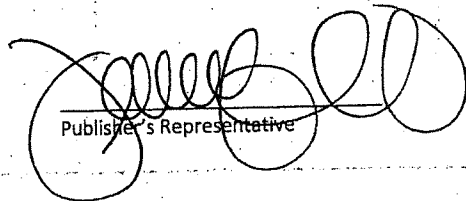


AFFIDAVIT OF PUBLICATION

STATE OF TEXAS COUNTY OF MONTGOMERY

Personally appeared before the undersigned, a Notary Public within and for said County and State, Jennifer Breitenbach, Representative for Brenda Miller-Ferguson, General Manager and Publisher of The Conroe Courier a newspaper of general circulation in the County of Montgomery, State of Texas. Who being duly sworn, states under oath that the report of Legal Notices, a true copy of which is hereto annexed was published in said newspapers in its issue(s) of the

_____ 23 day of February, 2017
_____ day of _____, 2017
_____ day of _____, 2017
_____ day of _____, 2017



Publisher's Representative

Sworn to and subscribed before me this 23 day of February, 2017.



Notary Public

My commission expires on (stamp) _____

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2/23, 3/2/17

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IS

You may submit not later than the thirtieth (30th) day after this notice has served or through publication, a written request for a hearing to the County Commissioner of the Precinct in which any part of the property exists. The request should contain the name and address of the person to be notified of the date and time of hearing. At such scheduled hearing, you may appear and present evidence, examine witnesses, and argue on owners behalf. A hearing request does not prevent the filing of a civil suit or criminal prosecution.

Scott Nichols, Director
Montgomery County Environmental Health
501 North Thompson, Suite 101
Conroe, Texas 77301
(936) 539-7839

CC 2/23, 2/24/17

INVITATION TO BID

Sealed bids in duplicate addressed to Friendswood Development Company on behalf of Montgomery County Municipal Utility District No. 148 will be received in the offices of Jones and Carter, Inc., 8701 New Trails Drive, Suite 200, The Woodlands, Texas 77381, until 2:00 p.m., Thursday, March 9, 2017, and then publicly opened and read for furnishing all plans, labor, material and equipment and performing all work required for the construction of: Water, Sanitary and Drainage Facilities for Ladera Creek Section 3 for Friendswood Development Company on behalf of Montgomery County Municipal Utility District No. 148.

The project is located east of FM 1314, east of Little Caney Creek and north of TX E Loop 336. It is located in Montgomery County Municipal Utility District No. 148 in Montgomery County, Key Map No. 188N.

For construction contracts \$50,000 and over but less than \$250,000, the bidder shall submit a certified or cashier's check on a responsible bank in the State equal to two percent (2%) of the maximum total bid amount. For construction contracts over \$250,000, the bidder shall submit either a 2% certified or cashier's check or a five percent (5%) bid bond of the maximum total bid amount. Make the cashier's check or bid bonds payable to the Owner.

Plans, specifications, and bidding documents are available at www.civcastusa.com. Said documents may be examined without charge in the office of Jones and Carter, Inc. Construction Division, 8701 New Trails Drive, Suite 200, The Woodlands, Texas 77381.

There will be a pre-bid conference in the offices of Jones and Carter, Inc., 8701 New Trails Drive, Suite 200, The Woodlands, Texas 77381 at 2:00 p.m., Thursday, March 2, 2017. Attendance is not mandatory.

The Owner reserves the right to reject any or all bids and waive any or all irregularities. No bid may be withdrawn until the expiration of 60 days from the date bids are open.

CC 2/23, 3/2/17

NOTICE OF INTENTION TO INTRODUCE A BILL IN THE LEGISLATURE OF TEXAS

Notice is hereby given of the intention to introduce in the Regular Session of the 85th Legislature of Texas a bill relating to the powers and duties of Montgomery County Municipal Utility District No. 100. The general substance of the law is as follows: AN ACT relating to the powers and duties of Montgomery County Municipal Utility District No. 100; containing other provisions related to the subject; and finding that notice of the introduction of the bill has been given.

CC 2/23/17

LEGAL NOTICES

LEGAL NOTICES

H. MUNICIPAL UTILITY DISTRICT NO. 1

INVITATION TO BIDDERS

00 11 16 INVITATION TO BIDDERS

In duplicate, addressed to Valley Ranch Municipal Utility District No. 1, Attention Mr. Chris Baugh, Board of Directors, will be received at the office of The Signorelli Company, 1400 Woodloch Forest Drive, Suite 200, The Woodlands, Texas 77380, until **2:00 p.m. Local Time, Thursday, March 9, 2017**, and then publicly opened and read for furnishing all material, equipment, labor and supervision necessary for the construction of water, sanitary and drainage within the Azalea District Sections 2 & 3 Phase 2, Montgomery County, Texas. After the closing time will be returned unopened.

Work of the Contract includes the installation of water, sanitary, and drainage within the Azalea District Sections 2 & 3 Phase 2.

Bids shall be addressed via CivCast.

A pre-bid conference will be held on **Tuesday, February 28, 2015, at 2:00 p.m. Local Time**, at the office of The Signorelli Company, 1400 Woodloch Forest Drive, Suite 200, The Woodlands, Texas 77380. Attendance is NOT mandatory.

Bids must be accompanied by a bid bond or a certified or cashier's check, acceptable to the Owner, in an amount of not less than 5 percent of the total amount bid, as a guarantee that the successful bidder will enter into and execute the Bonds on the forms provided and provide the required insurance certificates after the date Contract Documents are received by the Contractor.

Bidding documents are on file at the following locations:
Bidding documents may be obtained from www.CivcastUSA.com; search Bleyl or Azalea District; register on this website in order to view and/or download specifications, plans, soils report and reports for this project. There is NO charge to view or download documents.

100 Nugent Street, Conroe, Texas, 77301

Plans and specifications may be examined at the above location or may be obtained by prospective bidders by payment of One Hundred and Fifty Dollars (\$150.00 non-refundable plus cost of delivery) for each set at the offices of Bleyl Engineering. Check or cash will be accepted. Checks should be made payable to Bleyl Engineering.

The Owner reserves the right to reject any or all Bids and to waive all defects and irregularities in bidding or in the performance of the contract. The Successful Bidder, if any, will be the responsible Bidder for the completion of the Project.

Valley Ranch Municipal Utility District No. 1

3/3/17